MEETING OF CITY COUNCIL
WESTFIELD, MASSACHUSETTS
FEBRUARY 4, 2016

At 6:30 PM, Mayor Sullivan gave a briefing to the full Council of items on the current agenda under Communications from the Mayor.

The meeting was called to order in the City Council Chamber, Municipal Building, 59 Court Street, Westfield, MA at 7:00 PM by President Bean.

The City Clerk called the roll. All thirteen Councilors were present.

The Pledge of Allegiance to the Flag of the United States was led by the President.

Upon motion of Councilor Babinski, it was
VOTED: That the January 21st, 2016 minutes on page 13 be amended by deleting the words "REFERRED TO ZONING, PLANNING AND DEVELOPMENT COMMITTEE" and replace with the words "REFERRED TO GOVERNMENTAL RELATIONS COMMITTEE" relative to the motion of Councilor Babinski relative sending a letter to the Department of Public Utilities (DPU) related to the proposed siting of the PVEC power plant.

Upon motion of Councilor Dondley, it was
VOTED: That the January 21st, 2016 minutes on page 12 be amended by deleting the words "The President declared the motion for reconsideration LOST per voice vote." And replace with the words "The President declared the motion for reconsideration PASSED per voice vote." relative to the motion of Councilor Dondley to support a Resolution supporting the AFL-CIO in opposing the Trans Pacific Partnership (TPP).

Upon motion of Councilor O'Connell, it was
VOTED: That the record of the meeting of January 21, 2016 be ACCEPTED as amended.

President Bean asked if anyone, other than Channel 15, was taping the meeting, if so please state your name. No one was taping the meeting.

Under "Public Participation" the Councilors were addressed by Ms. Gail Bean, 66 Sherwood Avenue. She requested the Council to support the motion of Councilor Babinski relative to sending a letter to the Department of Public Utilities (DPU) related to the proposed siting of the PVEC power plant.

Under "Public Participation" the Councilors were addressed by Ms. Cathy Smelcer, 14 West Glen Drive. She also requested the Council to support the motion of Councilor Babinski relative to sending a letter to the Department of Public Utilities

(DPU) related to the proposed siting of the PVEC power plant.

Upon motion of Councilor Paul, it was
VOTED: Under immediate consideration, that the sum of $153.27 be transferred within the Department of Public Works, Sewer Department from the FY16 Worker's Compensation account #67004490-519200 to FY15 Worker's Compensation account #67004490-519200 (prior year bill).

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Upon motion of Councilor Paul, it was
VOTED: Under immediate consideration, that the sum of $163.25 be transferred within the Department of Public Works, Land & Natural Resource Division from FY16 General Expenses/Other Charges account #14990000-578000 FY15 General Expenses/Other Charges account #14990000-578000.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Upon motion of Councilor Paul, it was
VOTED: Under immediate consideration, that a Grant in the amount of $250,000.00 from the Commonwealth of Massachusetts Executive Office of Public Safety & Security Military Division to the Airport for the design o a modification to Taxiway Sierra at Westfield Barnes Regional Airport be ACCEPTED.

Upon motion of Councilor Paul, it was
VOTED: Under immediate consideration, that a Grant in the amount of $7,561.90 from the Department of Public Health to the Fire Department to fund a First Responder Naloxone Grant be ACCEPTED.

Upon motion of Councilor Paul, it was
VOTED: Under immediate consideration, that a Grant in the amount of $2,000.00 from the Office of Preparedness and Emergency Management (OPEM) at the Massachusetts Department of Public Health to the Fire Department for deployment and training of the Mass Decontamination Unit be ACCEPTED.

Upon motion of Councilor Paul, it was
VOTED: Under immediate consideration, that a Grant in the amount of $5,937.00 from the Department of Public Safety to the Fire Department for the FY16 Student Awareness of the Fire Education Program (S.A.F.E. Program) be ACCEPTED.

Upon motion of Councilor Paul, it was
VOTED: Under immediate consideration, that a Grant in the amount of $3,115.00 from the Department of Public Safety to the Fire Department for the FY16 Senior Awareness of the Fire Education Program (S.A.F.E. Program) be ACCEPTED.

Upon motion of Councilor Paul, it was
VOTED: Under immediate consideration, that two Grants from the MA 911 Department to the Public Safety Communications Department be ACCEPTED as follows:

1. The Support and Incentive Grant in the amount of $114,840.00 to reimburse personnel/overtime costs and equipment costs;
2. The Training Grant in the amount of $21,709.00 to reimburse Emergency Telecommunication Dispatcher training costs.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Abstained
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Councilor Flaherty abstained due to a professional conflict.

Prior to the vote, Councilor Knapik informed the Council that the grant is a reoccurring grant to offset the equipment and training costs.

Upon motion of Councilor Paul, it was

VOTED: That items I. thru O. under "Communications from the Mayor" be read by the Clerk and REFERRED TO FINANCE COMMITTEE.

The Clerk read from the Agenda:

I. Appropriation of $39,562.00 from Undesignated Funds account #6700-3590000 to the following Public Works, Wastewater Division accounts:
   1. $19,562.00, Purchase of Services account #67004400-520000
   2. $20,000.00, Supplies account #67004400-540000

J. Appropriation of $497,872.00 from Undesignated Funds account #6800-359000 to the following Department of Public Works, Water Division accounts:
   1. $369,872.00, Purchase of Services account #68004500-520000
   2. $58,000.00, Supplies account #68004500-540000
   3. $70,000.00, Construction account #68004500-589200

K. Appropriation of $30,000.00 from Undesignated Funds account #6850-3590000 to the following Public Works, Stormwater Division accounts:
   1. $20,000.00, Purchase of Services account #685045500-520000
   2. $10,000.00, Supplies account #685045500-540000

L. Appropriation of $44,508.00 to the Airport Department as follows:
   1. $6,808.00 from Free Cash to Supplies account #11990000-540000
   2. $5,000.00 from Free Cash to Capital Equipment account #11990000-585000
   3. $23,700.00 from Free Cash to Purchase of Services account #11990000-520000
   4. $9,000.00 from Municipal Building Insurance account #8305-340000 to

Purchase of Services account #11990000-520000

M. Appropriation of $36,550.00 from Free Cash to the Police Department, Vehicle account #12100000-585001.

N. Transfer of $18,000.00 from Public Works, Highway Division, Full Time Hourly account #14210000-511100 to the following accounts:
   1. $8,000.00 to Public Works, Land and Natural Resources Seasonal account #14990000-514200
   2. $10,000.00 to Public Works, Waste Collection account #14330000-513000.

O. Transfer of $14,290.00 from Police Department Towing and Storage of Motor Vehicle account #2400-1330210 to Police Department Special Account Towing and Storage of Motor Vehicle account #24210714-585001.

Upon motion of Councilor Figy, it was
VOTED: That item P. under "Communications from the Mayor" be read by the Clerk and REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE and CITY PROPERTY COMMITTEE.

The Clerk read from the Agenda:

P. Submitting a Resolution authorizing the acquisition of certain land in the City of Westfield and authorizing the Mayor to execute the documents on behalf of the City (2 Central Street).

Upon motion of Councilor Figy, it was
VOTED: That items Q. and R. under "Communications from the Mayor" be read by the Clerk and REFERRED TO LEGISLATIVE AND ORDINANCE COMMITTEE.

The Clerk read from the Agenda:

Q. Submitting a Resolution accepting a donation of space at 71 Elm Street for use by the Community Police as well as approving a lease agreement between the City of Westfield by and through is Police Department and Anne Woodson and authorizing the Mayor to execute the same on behalf of the City.

R. Submitting proposed legislation that would establish the position of Community Outreach Coordinator in the Office of the Mayor.

Upon motion of Councilor Harris, it was
VOTED: Under immediate consideration, that the following G.L. Disclosures for School Department employees be APPROVED.

1. Lori Bowen - Preschool Specialist; 2. Joanne Hewins - Gymnastic Specialist; 3. Daniel Tenero - Soccer Specialist

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Upon motion of Councilor Harris, it was
VOTED: Under immediate consideration, that G.L. Disclosure for Special Officer Timothy Sicard - Basketball Coach be APPROVED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Upon motion of Councilor Harris, it was
VOTED: That items T. thru X. under "Communications from the Mayor" be read by the Clerk and REFERRED PERSONNEL ACTION COMMITTEE.

The Clerk read from the Agenda:

T. Submitting the reappointment of James V. Liptak, 515 Granville Road as a member of the Council on Aging for a term to expire the first Monday of February, 2019.
U. Submitting the appointment of Susan Kingra, 11 Oakcrest Drive, as a member of the Cultural Council for a term to expire the first Monday of February,

2019: replacing a vacancy.

V. Submitting the appointment of Patricia Steele-Perkins, 67 Forest Glen Drive, as a member of the Cultural Council for a term to expire the first Monday of February, 2019: replacing a vacancy.

W. Submitting the appointment of Jennifer L. Lee, 342 Southwick Road, Apt. C5, as a member of the Commissions for Citizens with Disabilities for a term to expire June 1, 2018; replacing Agma Sweeney.

X. Submitting the appointment of Gail Yarmesky 138 Root Road (16 Williams Way), as a member of the Off-Street Parking Commission for a term to expire the first Monday of February, 2017; replacing Patricia Reynolds, resigned.

Upon motion of Councilor Figy, it was

VOTED: Under immediate consideration, that the Order entitled "AN ORDER CALLING THE PRESIDENTIAL PRIMARY ELECTION TO BE HELD MARCH 1ST, 2016" be given first reading by title only.

The Order was given first reading by title and upon motion of Councilor Figy, it was

VOTED: That the Order be passed to second reading.

Upon motion of Councilor Figy, it was

VOTED: That the rules of the City Council be SUSPENDED in order to allow second reading and final passage at this meeting.

Upon motion of Councilor Figy, it was

VOTED: That the Order be given second reading by title only.

The Order was given second reading by title and PASSED TO BE ORDAINED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Upon motion of Councilor Figy, it was

VOTED: Under immediate consideration, that the Order entitled "AN ORDER DESIGNATING THE VOTING PLACES WITHIN AND FOR THE VOTING PRECINCTS IN WHICH THEY ARE LOCATED FOR 2016" be given first reading by

title only.

The Order was given first reading by title and upon motion of Councilor Figy, it was

VOTED: That the Order be passed to second reading.

Upon motion of Councilor Figy, it was

VOTED: That the rules of the City Council be SUSPENDED in order to allow second reading and final passage at this meeting.

Upon motion of Councilor Figy, it was

VOTED: That the Order be given second reading by title only.

The Order was given second reading by title and PASSED TO BE ORDAINED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Upon motion of Councilor Knapik, it was

VOTED: That the application for a Junk Dealer's license and a Junk Collectors license for Andrew Grant, Inc., 55 Southwick Road, Robert Grant, owner be REFERRED TO LICENSE COMMITTEE and that a Public Hearing be scheduled at the earliest practicable date.

Upon motion of Councilor Figy, for the Legislative and Ordinance Committee, it was

VOTED: That an order approving easement agreement between the City of Westfield and the Pioneer Valley Transit Authority be REMOVED FROM COMMITTEE.

Upon motion of Councilor Onyski, for the Legislative and Ordinance Committee, it was

VOTED: That an Order entitled "AN ORDER RELEASING ONE PERMANENT AND ONE TEMPORARY EASEMENTS OF REAL ESTATE TAKEN FOR ROADWAY, TRAFFIC AND RELATED IMPROVEMENTS BY RIGHT OF EMINENT DOMAIN AGAINST THE INCORRECT OWNER" (Gaslight District Improvement Project incorrect Joseph & Rosalie Wagner at 22 Church Street) be given first reading by title

only.

The Order was given first reading by title and upon motion of Councilor Figy, it was

VOTED: That the Order be PASSED TO SECOND READING.

Upon motion of Councilor Onyski, for the Legislative and Ordinance Committee, it was

VOTED: That an Order entitled " "AN ORDER OF TAKING FOR ONE PERMANENT AND ONE TEMPORARY EASEMENTS OF REAL ESTATE TAKEN FOR ROADWAY, TRAFFIC AND RELATED IMPROVEMENTS BY RIGHT OF EMINENT DOMAIN AGAINST THE PROPER OWNER" (Gaslight District Improvement Project correct Park River Properties, LLC at 22 Church Street) be given first reading by title only.

The Order was given first reading by title and upon motion of Councilor Figy, it was

VOTED: That the Order be PASSED TO SECOND READING.

Prior to the votes, Councilor Onyski informed the Council that the property at 22 Church Street changed hands within a two week span, therefore, needed to be corrected to reflect the correct owner.

Upon motion of Councilor O'Connell for the Legislative and Ordinance Committee, it was

VOTED: That a Resolution entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WESTFIELD AUTHORIZING THE MAYOR TO APPROVE AND SIGN ON BEHALF OF THE CITY THE 'THIRD AMENDMENT, MODIFICATION AND CONFIRMATION AGREEMENT BETWEEN THE TOWN OF SOUTHWICK AND THE CITY OF WESTFIELD FOR THE TREATMENT AND DISPOSAL OF WASTEWATER'" be ADOPTED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	No
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	No
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Prior to the vote, Councilor O'Connell informed the Council that the wastewater agreement began in the 1990's with Southwick. The agreement is for the disposal of

wastewater at the Commercial Rate, minus the debt, plus 10%. She informed the Council that it is a fair rate and is part of the original agreement. The third amendment represents the newly adopted sewer rates which the Council recently voted on and now those new rates are being passed on to Southwick as an industrial customer. Councilor Knapik questioned if the Mayor has recently received correspondence from Southwick to discuss the rate and that this Resolution should be voted on after that meeting. Councilor O'Connell informed the Council that the Mayor will be meeting with Southwick and that this Resolution should be voted on now to show the Council supports this agreement. Councilor Knapik informed the Council that intercommunity relationships give the Mayor and the community an opportunity to talk about issues and that the last time there were negotiations relative to the intercommunity agreement there was a City Councilor present. He suggested the Mayor appoint a Councilor to be present. Councilor O'Connell informed the Council that she has been invited to that meeting. Councilor Flaherty agreed with Council Knapik that the Council should wait to vote on the Resolution until after the meeting with Southwick. He informed the Council that Westfield should not negotiate to give neighboring towns a discount. Councilor Harris agreed. Councilor O'Connell again reminded the Council that the Mayor should have the support of the Council prior to the meeting. She also informed the Council that the purpose of the meeting is not clear as to what Southwick will be discussing. She informed the Council that the formula for the rate has been the same for the past 20 years. Councilor Allie clarified that the agreement is the same for the past years and the formula already exists. President Bean allowed Superintendent of Public Works Dave Billips to address the Council. Mr. Billips informed the Council that Resolution represents the third amendment of the agreement to take into consideration the newly adopted rates. The meeting with Southwick will not be to negotiate a new rate because the rate is already part of the original agreement. He informed the Council that Westfield has a good relationship with Southwick and that Southwick is treated as any other commercial customer. He informed the Council that Westfield has no control as to how much Southwick charges its customers. Councilor Flaherty then clarified that the Resolution is just giving authority to the Mayor to sign the third amendment of the agreement, not to negotiate the rate.

Upon motion of Councilor O'Connell for the Legislative and Ordinance Committee, it was
VOTED: That an Order entitled "AN ORDER APPROVING AN INTERDEPARTMENTAL AGREEMENT IN THE FORM OF A GROUND LEASE AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT BETWEEN THE CITY OF WESTFIELD AND THE GAS AND ELECTRIC" (Pipeline along Columbia Greenway Rail Trail) be given first reading by title only.

The Order was given first reading by title and upon motion of Councilor O'Connell, it was
VOTED: That the Order be PASSED TO SECOND READING.

Councilor Babinski was OPPOSED.

Prior to the vote, Councilor O'Connell informed the Council that the 58-page ground lease is in the City Council share drive. She informed the Council that the agreement allows the Westfield Gas& Electric to install an underground natural gas pipeline along the Columbia Greenway Rail Trail. The Westfield Gas & Electric will pay the City $40,000.00 in annual rent. Councilor Paul informed the Council that the engineering drawings are perfect and that all the Federal, State and Local criteria has been met and approved. Councilor Flaherty questioned if the G&E will deforest the land above pipeline. Councilor Figy informed the Council that all permits are in place. Councilor Babinski informed the Council that she will be a no vote because of the scope of the agreement and that she has reservations about the project. She expressed her concern with the size of the pipe, the crossing of the pipeline in the area behind the Westwood Restaurant (94 North Elm Street), the Twiss Street area with the sensitive lands and brooks and the Notre Dame area residents. Councilor Knapik informed the Council that the first payment did not make it to the rail trail maintenance account but subsequent payments did go to the account.

Councilor Figy offered a motion which was duly seconded for first reading on a petition delete the Zoning Ordinance Section 4-110 relative to the Planning Board Special Permit for Alcohol sales/service within 500 feet of a church or school. Councilor Figy informed the Council that the Zoning Ordinance is a duplication of government because the License Commission has the authority, per state statue, to grant liquor licenses. Councilor Flaherty began the discussion to table the item until a legal opinion is requested and received from the Law Department relative to if this ordinance is legal. Councilor O'Connell suggested asking for a legal ruling from the Law Department. Councilor Figy informed the Council that the Law Department did give a legal opinion. Councilor Flaherty informed the Council that the legal opinion was relative to how to delete the zoning ordinance. He now would like to request a legal opinion as to whether or not the Zoning Ordinance is legal.

Upon motion of Councilor Flaherty, it was

VOTED: That the first reading on a petition to delete the Zoning Ordinance Section 4-110 relative to the Planning Board Special Permit for Alcohol sales/service within 500 feet of a church or school be TABLED until a legal opinion is received from the Law Department whether the zoning ordinance is legal or illegal.

The vote on the foregoing was as follows:

Steve Dondley	No
Ralph Figy	No
Dave Flaherty	Yes
Cindy Harris	No
Daniel Knapik	Yes
Mary O'Connell	No
William Onyski	Abstained
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	No
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	No

Councilor Onyski abstained relative to a legal conflict.

The President declared the tie vote for the motion to table LOST.

Upon motion of Councilor Flaherty, it was

VOTED: That the above motion be RECONSIDERED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	No
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Abstained
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	No
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	No

Councilor Onyski abstained relative to a legal conflict.

The President declared the motion for reconsideration PASSED.

Upon motion of Councilor Harris, for the Personnel Action Committee, it was

VOTED: That the reappointment of Mark Cressotti as City Engineer for a term to expire the first Monday of February, 2019 be CONFIRMED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Prior to the vote, Councilor Harris informed the Council that Mr. Cressotti has been the City Engineer since 1989. He has many professional affiliations with the Mass Highway Association, Pioneer Valley Commissions, and Mass DOT, and has been instrumental in the Columbia Greenway project, the Gaslight District project North Elm Street project and Franklin Avenue sidewalk project as well as many other community projects. Councilor Paul thanked Mark for doing a phenomenal job.

Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the reappointment of John E. Sullivan, 18 Crestwood Circle as a member of the Board of Public Works for a term to expire the first Monday of February, 2019 be CONFIRMED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Prior to the vote, Councilor Harris informed the Council that Mr. Sullivan has been a member of the Board since 1997 and has been Chair since 1998. He has a unique prospective for the Board and comes highly recommended by Superintendent Dave

Billips.

Upon motion of Councilor Figy, for the Personnel Action Committee, it was VOTED: That the reappointment of Michael J. Burns, 19 Kylie Lane as a member of the Water Commission for a term to expire the first Monday of February, 2019 be CONFIRMED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Prior to the vote, Councilor Figy informed the Council that Mr. Burns has been a member of the Commission for the past six years, was instrumental in the Granville Dam updates, familiar with the rules, has past military service and comes highly recommended by Superintendent Dave Billips.

Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the appointment of Rebecca Clark, 225 Sackett Road as a member of the Cultural Council for a term to expire the first Monday of January, 2019, replacing Cathy Clemmitt be CONFIRMED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Prior to the vote, Councilor Harris informed the Council that Ms. Clark is the technology librarian at the Westfield Athenaeum, member of Westfield on Weekends, participated in the graveyard tours sponsored by the Historical Commission and enjoys the activities of Westfield.

Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the appointment of Jeanine Fiedler Braceland, 15 Waterford Drive as a member of the Cultural Council for a term to expire the first Monday of January, 2019, replacing Scott DeMusis, be CONFIRMED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Prior to the vote, Councilor Harris informed the Council that Ms. Braceland is a service/sales agent for a computer company, helps customers and consults them, enjoys being involved in Westfield and is a member of the Westfield Foundation for Education.

Upon motion of Councilor Harris, for the Personnel Action Committee, it was VOTED: That the appointment of Thomas S. Woodson, 112 Squawfield Road as a member of the Westfield Redevelopment Authority Board for a term to expire the first Monday of March, 2021, replacing Dena Hall be CONFIRMED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	Yes
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	Yes
Mary Ann Babinski	Yes
Brent Bean II	Yes

Prior to the vote, Councilor Harris informed the Council that Mr. Woodson is a a retired Colonel from the US Marines, has an educational background in Public Administration and has worked on the Downtown Housing Advisory Committee.

Upon motion of Councilor Dondley, for the License Committee, it was
VOTED: That the applications for a Junk Dealer and Junk Collector license for Furniture Recyclers, 1029 North Road be GRANTED.

Upon motion of Councilor VanHeynigen, for the Government Relations Committee, it was
VOTED: That the motion of Councilor Babinski requesting the City Council acknowledge and accept for review her letter of January 12, 2016 to the Director of the DPU on behalf of Ward 1 residents related the proposed siting of the PVEC power plant and its proximity to Barnes Regional Airport, the Air National Guard Base and nearby residents be PLACED ON FILE.

Councilor VanHeynigen informed the Council that in reviewing the letter it goes beyond Ward 1. Councilor Babinski informed the Council that she will place another motion on the next Agenda as a Resolution asking for Council support not only for Ward 1 residents but for the whole City as the siting of the powerplant will impact the City especially the airport.

Upon motion of Councilor Dondley, for the Zoning, Planning and Development Committee, it was
VOTED: That the amendment of zoning bylaws to allow for the creation of "Flag Lots" that presently do not meet frontage requirements under zoning ordinanceREMAIN IN COMMITTEE.

Upon motion of Councilor Dondley, for the Zoning, Planning and Development Committee, it was
VOTED: That the Draft report of "Downtown Westfield Market Rate Housing Plan" submitted by Peter Miller be REMOVED FROM THE COMMITTEE and it was further voted, upon motion of Councilor Flaherty that the "Downtown Westfield Market Rate Housing Plan" document be PLACED ON THE CITY'S WEBPAGE.

Upon motion of Councilor Dondley, for the Zoning, Planning and Development Committee, it was
VOTED: That Brian Barnes' report on changes to Part 150, Noise Mitigation Program and its impact on residents in and around the airport be REMOVED FROM COMMITTEE.

Upon motion of Councilor Dondley, for the Zoning, Planning and Development Committee, it was
VOTED: That a petition and a public hearing for a Zoning Amendment at Article VIII, Section 8-10, Temporary Signs REMAIN IN COMMITTEE.

Upon motion of Councilor Dondley, for the Zoning, Planning and Development Committee, it was
VOTED: That the petition for a zone change at Southampton Road (Map 70R Parcel 10) from Rural Residential to Commercial A for his client Mr. Paul Dion of DV Realty Group LLC be REMOVED FROM COMMITTEE.

Upon motion of Councilor Dondley, for the Zoning, Planning and Development Committee, it was
VOTED: That the application submitted by Dennis Bolduc of DNKB LLC d/b/a Indian Motorcycle of Springfield for a Special Permit for Motor Vehicle Sales pursuant to Section 3-120.3(3) at 1120 Southampton Road be REMOVED FROM THE COMMITTEE.

Upon motion of Councilor Dondley, for the Zoning, Planning and Development Committee, it was
VOTED: That the Westfield cultural overlay district REMAIN IN COMMITTEE.

Upon motion of Councilor Babinski, for the Natural Resources Committee, it was
VOTED: That the motion from Councilor Allie (1/7/16) that the City Ordinance Sec. 16-152 – Public Shade Trees be amended relative to the application and the fine fees be FAVORABLY REFERRED TO THE LEGISLATIVE AND ORDINANCE COMMITTEE with the suggested amendments to increase the fine for removing a tree without a permit from $20.00 to $250.00 per tree plus $50.00 per trunk diameter-inch of tree removed. Councilor Flaherty suggested checking to see if the Council can set a fine of

$250.00. Councilor Allie informed the Council that this request came from Cynthia Hartdegen because the fine was lower than the permit. He informed the Council that the intention of the amendment is to have an incentive to apply for a permit.

Upon motion of Councilor Figy, it was
VOTED: That an Ordinance entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF WESTFIELD, APPENDIX B-ZONING, ADOPTED SEPTEMBER 3, 1987" (Zone Change at 25 Dartmouth Street (Moseley School) from Residence B & C to all Residence C.) be given second reading by title only. Councilor Harris was OPPOSED.

The Ordinance was given second reading by title and upon motion of Councilor Figy, it was
VOTED: That the Ordinance be PASSED TO BE ORDAINED.

The vote on the foregoing was as follows:

Steve Dondley	Yes
Ralph Figy	Yes
Dave Flaherty	Yes
Cindy Harris	No
Daniel Knapik	Yes
Mary O'Connell	Yes
William Onyski	Yes
Robert Paul, Sr.	Yes
Andrew Surprise	Yes
Matthew VanHeynigen	Yes
Dan Allie	No
Mary Ann Babinski	Yes
Brent Bean II	Yes

Upon motion of Councilor Allie, it was
VOTED: That a working group be formed to make recommendations to the budget and be REFERRED TO THE PRESIDENT to form the group.

Prior to the vote, Councilor Allie informed the Council that former Mayor Knapik suggested this type of a committee to work on the budget. Councilor Paul informed the Council that the Finance Committee has already scheduled several meetings to meet with department heads relative to the Capital planning and discuss the funding for the projects and that all are welcome to attend. Councilor Harris agreed with Councilor Paul that the Finance Committee has a good plan outlined and there is no need for another committee to overstep the Finance Committee. Councilor Figy commended the Finance Committee with scheduling meeting dates and requested that other committees refrain from scheduling on those nights. Councilor Babinski agreed with the above Councilors. Councilor Knapik informed the Council that Councilor Allie is trying to help get the budget items organized and that the capital planning is a small aspect of the budget and that there is a larger debate how to finance other items in

the budget such as health insurance. Councilor Flaherty informed the Council that he likes the motion but it may not work because Finance Committee is a good working group. He also suggested that all items in Long Range Bonding should be referred to the Finance Committee. He informed the Council that the Finance Committee had two important speakers at their last meeting. The City Assessor gave a good, detailed information about how the commercial rate is calculated and the City Engineer gave a good explanation of the road projects within the department. He requested that more Councilors as well as the public showed up at this informational meeting. Councilor Allie informed the Council that the Council cannot initiate spending and there are other items besides capital planning to be discussed for the budget for example the PILOT for the Westfield Gas & Electric. President Bean questioned the mechanism for setting up such a committee/group. Councilor O'Connell informed the Council that it is up to the President to set it up. Councilor Paul asked Councilor Allie to come to the next Finance Committee meeting and whatever gaps there are then can be filled in to be targeted. Councilor Paul informed the Council that the Finance Committee would take in motions from the Council for the Finance Committee.

Upon motion of Councilor Flaherty, it was
VOTED: That the rules of the City Council be SUSPENDED in order to allow a motion to be offered not appearing on tonight's Agenda.

Upon motion of Councilor Flaherty, it was
VOTED: That the five year budget plan in Long Range Financial Overview Committee items be REFERRED TO FINANCE COMMITTEE.

Upon motion of Councilor O'Connell, it was
VOTED: That the petition to accept Caitlin Way as a Public Way be REFERRED TO THE ASSESSOR'S DEPARTMENT, LAW DEPARTMENT, PUBLIC WORKS DEPARTMENT and CITY ENGINEER and that a Public Hearing be scheduled at the earliest practicable date.

Upon motion of Councilor Dondley (and Bean), it was
VOTED: to establish an Economic and Cultural Development Advisory Committee to explore avenues and make recommendations for unifying stakeholders around Westfield's development efforts and be REFERRED TO BUSINESS DEVELOPMENT COMMITTEE.

Prior to the vote, Councilor Surprise questioned who would be on the Committee. Councilor Dondley informed the Council that the Committee would be kept broad to see where it goes. He referred to a link from Iowa that leaders all came together on the same page and worked together to a lot of projects done and leadership to get the job done. He informed the Council the committee would coordinate WOW, businesses could take more of a role without the BID, and have some short-term goals to show progress. Councilor Paul questioned if the Westfield Gas & Electric would be

envisioned to be included. Councilor Dondley informed the Council that it would start small. Councilor Babinski informed the Council that the Urban Planning had a sign-up sheet for participation and would that group be incorporated into this committee. Councilor Surprise questioned if the new position of Community Outreach Coordinator from the Mayor in tonight's Communications from the Mayor would cover these issues. Councilor Flaherty informed the Council that he liked the idea, but a lot of the issues are already being covered by other departments and commissions.

Upon motion of Councilor Flaherty, it was
VOTED: That the rules of the City Council be SUSPENDED to allow a motion which was inadvertently omitted from Agenda.

Upon motion of Councilor Flaherty, it was
VOTED: That the RECONSIDERATION of a motion of Councilor Dondley to support a Resolution supporting the AFL-CIO in opposing the Trans Pacific Partnership (TPP) be TABLED to the next regular meeting of the City Council to be held February 18, 2016.

AT 8:57 PM, and upon motion of Councilor Knapik, it was VOTED: To ADJOURN.

A true record, Attest:

Karen M. Fanion
City Clerk/Clerk of the Council

Presented to the Mayor

For approval Feb. 10 2016

Karen M. Fanion, City Clerk

Approved by the Mayor

2-11 2016

Brian P. Sullivan, Mayor